

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

# MEMORANDUM AND ORDER

This matter is before me on Plaintiff's Motion for Default Judgment [#23]. Plaintiff argues that Defendants have failed to answer her Complaint pursuant to the Federal Rules of Civil Procedure. However, Defendants filed a Partial Motion to Dismiss on January 31, 2008 which is still pending before this Court.

Accordingly,

**IT IS HEREBY ORDERED** that Plaintiff's Motion for Default Judgment [#23] is **DENIED**.

  
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RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE

Dated this 25th day of March, 2008.